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26 Attorneys for Plaintiff
27 UNITED STATES OF AMERICA

28 UNITED STATES DISTRICT COURT

1 FOR THE CENTRAL DISTRICT OF CALIFORNIA

2 UNITED STATES OF AMERICA,

3 No. 23-CR-00021-JGB

4 Plaintiff,

5 v.
6 STIPULATION REGARDING REQUEST FOR
7 (1) CONTINUANCE OF TRIAL DATE AND
8 (2) FINDINGS OF EXCLUDABLE TIME
9 PERIODS PURSUANT TO SPEEDY TRIAL
10 ACT

11 JASON EDWARD THOMAS CARDIFF,

12 Defendant.
13
14 CURRENT TRIAL DATE: 1/23/24
15 PROPOSED TRIAL DATE: 4/23/24

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1 Plaintiff United States of America, by and through its counsel
2 of record, the United States Attorney for the Central District of
3 California and Assistant United States Attorney Valerie L. Makarewicz
4 and Department of Justice Trial Attorney Manu J. Sebastian, and
5 defendant JASON EDWARD THOMAS CARDIFF ("defendant"), both
6 individually and by and through his counsel of record, Stephen G.
7 Larson, hereby stipulate as follows:

8 1. The Indictment in this case was made public on November 27,
9 2023. Defendant's first appeared before a judicial officer of the
10 court in which the charges in this case were pending on the same
11 date. The Speedy Trial Act, 18 U.S.C. § 3161, originally required
12 that the trial commence on or before February 5, 2024.

13 2. On November 27, 2023, the Court set a trial date of January
14 23, 2024, and a status conference on January 8, 2024.

15 3. Defendant is out on bond pending trial. The parties
16 estimate that the trial in this matter will last approximately five
17 days.

18 4. By this stipulation, defendant moves to continue the trial
19 date to April 23, 2024 and the status conference date to April 8,
20 2024. This is the first request for a continuance.

21 5. Defendant requests the continuance based upon the following
22 facts, which the parties believe demonstrate good cause to support
23 the appropriate findings under the Speedy Trial Act

24 a. The government has over seven million documents to
25 produce to the defendant. Already, the government produced the first
26 tranche of discovery to the defense - over 100,000 documents with
27 roughly 300,000 pages. Production 2 is approximately 1.6 million

1 documents with close to 4 million pages. Further productions are
2 being prepared and will be disclosed to defendant on a rolling basis.

3 b. In light of the foregoing, counsel for defendant
4 represents that additional time is necessary to confer with
5 defendant, conduct and complete an independent investigation of the
6 case, conduct and complete additional legal research including for
7 potential pre-trial motions, review the discovery and potential
8 evidence in the case, and prepare for trial in the event that a
9 pretrial resolution does not occur. Defense counsel represents that
10 failure to grant the continuance would deny him reasonable time
11 necessary for effective preparation, taking into account the exercise
12 of due diligence.

13 c. Defendant believes that failure to grant the
14 continuance will deny him adequate representation.

15 d. The government does not object to the continuance.

16 e. The requested continuance is not based on congestion
17 of the Court's calendar, lack of diligent preparation on the part of
18 the attorney for the government or the defense, or failure on the
19 part of the attorney for the Government to obtain available
20 witnesses.

21 6. For purposes of computing the date under the Speedy Trial
22 Act by which defendant's trial must commence, the parties agree that
23 the time period of January 23, 2024 to April 23, 2024, inclusive,
24 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A),
25 (h)(7)(B)(i) because the delay results from a continuance granted by
the Court at defendant's request, without government objection, on
the basis of the Court's finding that: (i) the ends of justice served
by the continuance outweigh the best interest of the public and

1 defendant in a speedy trial; (ii) failure to grant the continuance
2 would be likely to make a continuation of the proceeding impossible,
3 or result in a miscarriage of justice; and (iii)/(iv) failure to
4 grant the continuance would unreasonably deny defense counsel the
5 reasonable time necessary for effective preparation, taking into
6 account the exercise of due diligence.

7. Nothing in this stipulation shall preclude a finding that
8 other provisions of the Speedy Trial Act dictate that additional time
9 periods be excluded from the period within which trial must commence.
10 Moreover, the same provisions and/or other provisions of the Speedy
11 Trial Act may in the future authorize the exclusion of additional
12 time periods from the period within which trial must commence.

13 IT IS SO STIPULATED.

14 Dated: 1/11/24 Respectfully submitted,

15 E. MARTIN ESTRADA
United States Attorney

17 MACK E. JENKINS
Assistant United States Attorney
Chief, Criminal Division

19 /s/
20 VALERIE L. MAKAREWICZ
21 Assistant United States Attorney
MANU L. SEBASTIAN
DOJ Trial Attorney

22 ||| Attorneys for Plaintiff
UNITED STATES OF AMERICA

24 I am Jason Cardiff's attorney. I have carefully discussed every
25 part of this stipulation and the continuance of the trial date with
26 my client. I have fully informed my client of his Speedy Trial
27 rights. To my knowledge, my client understands those rights and
28 agrees to waive them. I believe that my client's decision to give up

1 the right to be brought to trial earlier than April 23, 2024 is an
2 informed and voluntary one.

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5 Stephen G. Larson
6 Attorney for Defendant
7 JASON CARDIFF

8 January 10, 2024
9 Date

10 I have read this stipulation and have carefully discussed it
11 with my attorney. I understand my Speedy Trial rights. I voluntarily
12 agree to the continuance of the trial date, and give up my right to
13 be brought to trial earlier than April 23, 2024.

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16 JASON CARDIFF
17 Defendant

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19 Date
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